

13 CV 0982 (SAS)(MHD)

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
 SHARIA GADDY, JODECI GADDY, KADAJAH STEWART,
 LAKEATH BERRIAN, DONELL WILLIAMS, TRINA
 STEPHENSON, individually and as the mother and natural guardian
 of infant MONTANA STEPHENSON, CHARLENE WILLIAMS,
 individually and as the mother and natural guardian of infant
 KEVIN WILLIAMS, MONIQUE WILLIAMS, as mother and natural
 guardian of infant SHANIC WILLIAMS, JERMAINE BROWN as the
 legal guardian of infant ALSHANTE BAKER, DAWN TYLER,
 as mother and natural guardian of infant JAHLEEL BROWN, and
 JEROME BROWN, as legal guardian of infant SHAIRE BARLEY,

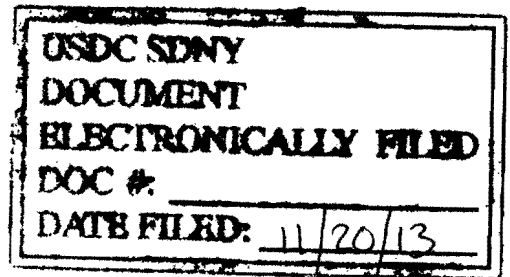
INFANT
 COMPROMISE
ORDER

Plaintiffs,

-against-

THE CITY OF NEW YORK, N.Y.C. POLICE
 SERGEANT JUNIO ACOSTA, N.Y.C. POLICE
 OFFICER JULIAN MARTINEZ, SHIELD # 10673,
 N.Y.C. POLICE OFFICER KIM CRUSE, SHIELD #11030,
 N.Y.C. POLICE OFFICER DENISE DIAZ, SHIELD #00175,
 AND POLICE OFFICERS "JOHN DOE (1)-(10)",
 EACH SUED INDIVIDUALLY AND IN
 THEIR OFFICIAL CAPACITY,

Defendants.



-----X
Report and Recommendation of
 Upon the ~~holding of a settlement conference before~~ the Honorable Michal H.
 Dollinger, *it is* ~~on July 9, 2013, at the United States Courthouse, Eastern District of New York,~~
~~located at 225 Cadman Plaza East, Brooklyn, New York, upon speaking to various Plaintiffs~~
~~about the incident in question on that date, upon the affidavit of TRINA STEPHENSON, the~~
~~guardian of the infant Plaintiff MONTANA STEPHENSON, upon the affirmation of Steven~~
~~Hoffner, Esq., and it appearing that the best interests of the infant plaintiffs will be served, it~~
 is—

ORDERED, that Trina Stephenson., the mother and natural guardian of the infant

Montana Stephenson, be and is hereby authorized and empowered to settle the action of the infant plaintiff against the defendants City of New York, et al., for the sum of \$15,000 (FIFTEEN THOUSAND DOLLARS), and conditioned upon compliance with the following provisions, to execute and deliver a general release and to sign all the papers necessary to accomplish this settlement, and it is further

ORDERED, that out of the said sum the defendant, City of New York, is authorized and directed to pay to Steven Hoffner, Esq., attorney for the infant plaintiff herein, the sum of \$4,986 as his 2/3 contingency fee pursuant to the retainer, and pay to Steven Hoffner, Esq. the sum of \$1,500 as for his fee for legal representation in Bronx Family Court, plus disbursements in the sum of \$42 for a total of \$6,528 (SIX THOUSAND FIVE HUNDRED TWENTY EIGHT DOLLARS AND NO CENTS) and it is further

ORDERED, that the infant's funds, \$8,472 (EIGHT THOUSAND FOUR HUNDRED SEVENTY TWO DOLLARS AND NO CENTS) shall be received by Trina Stephenson jointly with an officer of Citibank, on behalf of infant Montana Stephenson;

ORDERED, that said depository is authorized and directed to maintain said funds of deposit in said depository yielding the highest direct return to the infant, providing that said funds shall be in such a form that it will not be available to said infant until he reaches the age of majority, and it is further

ORDERED, that the attorney for plaintiff shall serve a copy of this Order upon said depository and shall arrange for the deposit of the funds within ninety (90) days from the date hereof or within thirty (30) days of the receipt of the proceeds of the settlement from the defendants, whichever is earlier. Said funds shall be deposited in the above bank in the name of the parent and natural guardian for the sole use and benefit of the infant, in accounts paying

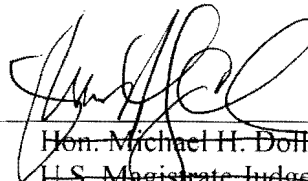
the highest rate of interest available. Time deposit accounts shall be subject to renewal upon maturity at the discretion of the parent, except that the date of maturity shall not extend beyond the date when said infant attains the age of 18 years on February 1, 2016. No withdrawals shall be made from said accounts before the infant turns 18 years old, except upon further order of this Court, and it is further

ORDERED, that said depository shall, upon the infant's demand therefor, and without further order of this Court, pay over to the infant the funds when he reaches the age of 18 years, upon presentation of proper proof, and it is further

ORDERED, that the filing of a bond herein be dispensed with.

Dated: November 20, 2013
Brooklyn, New York
New York

ENTER:


Hon. Michael H. Dollinger
U.S. Magistrate Judge
Shira A. Scheindlin
U.S.D.J.